

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.	
<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL FILING (37 CFR 1.137(f))</b>	
Docket Number (Optional) 4695-00024 (4191-00025)	

First named inventor: Kurt M.A. Badeau

Art Unit: 1724

Application No.: 09/851,300

Examiner: Minh C. T. Pham

Filed: May 8, 2001

Title: Dual Section Exhaust Aftertreatment Filter and Method

Attention: Office of Petitions  
 Mail Stop Petition  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450  
 FAX: (703) 308-6916

FAX RECEIVED

AUG 07 2003

PETITIONS OFFICE

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
 Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

**PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION  
 UNDER 37 CFR 1.137(b)**

## 1. Petition fee

Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$ 1,300.00 (37 CFR 1.17(m))

## 2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign or international application is March 14, 2002.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**STATEMENT:** The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.  
 [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

August 7, 2003

Date

Telephone Number: (414) 271-7590

Michael E. Taken

Signature

Michael E. Taken (Reg. No. 28,120)

Typed or printed name

Andrus, Sceales, Starke & Sawall LLP  
Ste. 1100, 100 East Wisconsin Avenue

Address

Milwaukee, WI 53202

Enclosures:  Fee Payment by Deposit Account

Additional sheets containing statements establishing unintentional delay

Other: \_\_\_\_\_

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

August 7, 2003

Date

Jo Ann Kuczynski

Signature

Jo Ann Kuczynski

Type or printed name of person signing certificate

Approved for use through 10/31/2002  
Patent and Trademark Office: U.S. Department of Commerce

PTO/SB/17 (8/96)		COMPLETE IF KNOWN						
		Application Number	09/851,300					
FEE TRANSMITTAL		Filing Date	May 8, 2001					
		First Named Inventor	Kurt M.A. Bad au					
		Group Art Unit	1724					
		Examiner Name	Minh C.T. Pham					
		Attorney Docket Number	4695-00024 (4191-00025)					
Total Amount of Payment	(\$)		1,300.00					
METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)						
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:		FAX RECEIVED						
Deposit Account Number	01.2000		AUG 07 2003					
Account Deposit Name	ANDRUS, SCEALES, STARKE & SAWALL, LLP						Fee Paid	
2. <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 and 1.17		See 37 CFR 1.27						
<input type="checkbox"/> The Commissioner is hereby authorized to charge the issue fee and any additional fees required under 37 C.F.R. 1.18 to the above Deposit Account.. A duplicate copy hereof is enclosed.								
Payment Enclosed:		Check	Money Order	Other				
FEE CALCULATION (fees effective 10/01/96)								
1. FILING FEE								
Large Entity	Small Entity	Fee	Fee	Fee	Description	Fee	Paid	
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Code (\$)	Fee Paid	
101 750	201 375	375	Utility filing fee					
106 330	206 165	165	Design filing fee					
107 520	207 260	260	Plant filing fee					
108 750	208 375	375	Reissue filing fee					
114 160	214 80	80	Provisional filing fee					
SUBTOTAL (1) (\$)								
2. CLAIMS								
Extra	Fee from below	Fee Paid						
Total claims	37 -	37 =	<input checked="" type="checkbox"/>	=				
Independent Claims	6 -	6 =	<input checked="" type="checkbox"/>	=				
Multiple Dependent Claims			<input checked="" type="checkbox"/>	=				
Large Entity	Small Entity	Fee	Fee	Fee	Description	Fee	Paid	
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Code (\$)	Fee Paid	
103 18	203 9	9	Claims in excess of 20					
102 84	202 42	42	Independent claims in excess of 3					
104 280	204 140	140	Multiple dependent claim					
109 84	209 42	42	Reissue independent claims over original patent					
110 18	210 9	9	Reissue claims in excess of 20 and over original patent					
SUBTOTAL (2) (\$)								
* Reduced by Basic Filing Fee Paid						SUBTOTAL (3) \$1300.00		
SUBMITTED BY								
Name (Print/Type)	Michael E. Taken		Registration No.	28,120		Telephone	(414) 271-7590	
Signature	<i>Michael E. Taken</i>			Date	8/7/03			

**ANDRUS, SCEALES, STARKE & SAWALL, LLP**  
**Intellectual Property Law**

**100 East Wisconsin Avenue, Ste. 1100**  
**Milwaukee, Wisconsin 53202**  
**Telephone (414) 271-7590**  
**Facsimile (414) 271-5770**

**FACSIMILE TRANSMISSION**

Date: August 7, 2003	No. of Pages: <u>5</u> (Including this cover page)
To: Office of Petitions Mail Stop Petition Commissioner for Patents Alexandria, VA  Telecopier No. (703) 308-6916	From: Michael E. Taken (Reg. No. 28,120)
Appln. No. 09/851,300  Our Ref.: 4695-00024 (Formerly 4191-00025)  Title: Dual Section Exhaust Aftertreatment Filter and Method	Inventor: Kurt M.A. Badeau  Filed: May 8, 2001
If transmission is incomplete or illegible, please telephone, fax or telex immediately.	
<p>Please see attached Petition for Revival of an Application for Patent Abandoned for Failure to Notify the Office of a Foreign or International Filing.</p> <p><i>Ann Kuczynski</i> To Ann Kuczynski for Michael E. Taken (Reg. No. 28,120)</p>	
<p><b>FAX RECEIVED</b> <b>AUG 07 2003</b> <b>PETITIONS OFFICE</b></p>	

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipients named above. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message and all copies thereof to us by mail at our expense. Thank you.